IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL MISC. APPEAL No. 1258 of 2004

MUNNA @ ABDUL KAYUM & ORS
V/S
ABDUL AZEEZ & ORS

Mr. RAJENDRA SINGH, for the appellant / petitioner

Date of Order : 12.1.2005

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the appellant, and perused the impugned order.

The learned counsel has read to me the certified copy of the sale-deed whereby the property is said to have been purchased by Smt.Vahida, and from the perusal thereof, it transpires that the property was also subject matter of number of litigations pending in different courts at different stages. The learned counsel has also read to me the copy of the plaint, and therein also, allegation is made about the pendency of the litigations, which according to learned counsel, are other than those mentioned in the sale-deed. In these circumstances, it rather appears that the plaintiff had purchased the litigations. However, in view of liberties given in the sale-deed, the appellant is free to get himself impleaded as party in those litigations.

I do not find any error in the order impugned requiring interference in appeal. The appeal is, therefore, dismissed summarily.

(N P GUPTA),J.

/Srawat/